

Miss. Code Ann. § 63-7-301

MISSISSIPPI CODE of 1972

***** Current through the 2014 Regular Session and 1st and 2nd Extraordinary Sessions *****

**TITLE 63. MOTOR VEHICLES AND TRAFFIC REGULATIONS
CHAPTER 7. EQUIPMENT AND IDENTIFICATION
CHILD PASSENGER RESTRAINT DEVICES**

Miss. Code Ann. § 63-7-301 (2014)

§ 63-7-301. Requirement of device or belt positioning booster seat system; failure to provide and use device or belt positioning booster seat system not deemed negligence

(1) (a) Every person transporting a child under the age of four (4) years in a passenger motor vehicle, and operated on a public roadway, street or highway within this state, shall provide for the protection of the child by properly using a child passenger restraint device or system meeting applicable federal motor vehicle safety standards.

(b) Every person transporting a child in a passenger motor vehicle operated on a public roadway, street or highway within this state, shall provide for the protection of the child by properly using a belt positioning booster seat system meeting applicable federal motor vehicle safety standards if the child is at least four (4) years of age, but less than seven (7) years of age and measures less than four (4) feet nine (9) inches in height or weighs less than sixty-five (65) pounds.

(c) If more than two (2) children who are required under subsection (1) of this section to use a booster seat are being transported in a vehicle at one time, and the vehicle only has two (2) lap and shoulder belts in the rear seat, then only the two (2) children sitting in the seats with the lap and shoulder belts are required to use a belt positioning booster seat system and safety belt, and any other children may be secured with a safety seat lap belt only.

(2) The term "passenger motor vehicle" as used in Sections 63-7-301 through 63-7-311 has the same meaning as defined in Section 63-2-1(2). Sections 63-7-301 through 63-7-311 do not apply to the vehicles described in Section 63-2-1(3).

(3) Failure to provide and use a child passenger restraint device or system or a belt positioning booster seat system shall not be considered contributory or comparative negligence.

HISTORY: SOURCES: Laws, 1983, ch. 400, § 1; Laws, 1994, ch. 325, § 1; Laws, 1998, ch. 501, § 3; Laws, 2008, ch. 520, § 1, eff from and after July 1, 2008.